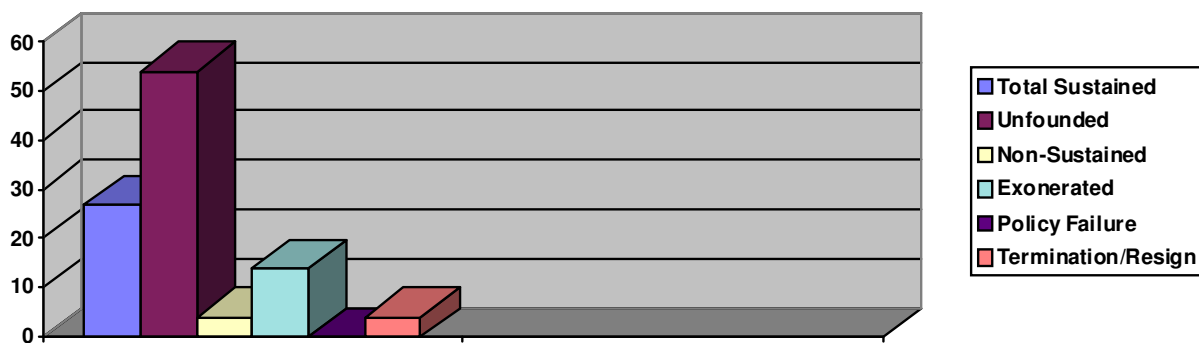


**OFFICE OF PROFESSIONAL STANDARDS
INTERNAL AFFAIRS
AUDIT
January 1, 2009 – December 31, 2009**

TOTAL CASES INVESTIGATED: 99

DISPOSITION/STATUS:

a. Sustained	23	23.2 %
b. Sustained with Termination/Resignation While under Investigation	4	4.2 %
c. Unfounded	54	54.2 %
d. Non-Sustained	4	4.2 %
e. Exonerated	14	14.2 %
f. Policy Failure	0	0 %



COMPLAINTS FILED PER DIVISION

a. Patrol	96	96.3%
b. CID	2	2.3%
c. Support	1	1%
d. Administration	0	0%
e. Multi-Division	0	0%
f. Unknown	0	0%

COMPLAINTS INITIATED BY SUPERVISORS AGAINST SUBORDINATES: 17

RACE OF COMPLAINANT/RACE OF EMPLOYEE

a. White complainant/white employee	60	60%
b. White complainant/black employee	5	5%
c. Black complainant/white employee	31	31%
d. Black complainant/black employee	1	1%
e. White Complainant/Hispanic employee	1	1%
f. Hispanic Complainant/White employee	1	1%
g. Unknown/Unidentified	0	0%

COMPLAINTS AGAINST EMPLOYEE BY POSITION

a. Officers	93	93.5%
b. Sergeant	5	55.5%
c. Lieutenant	0	0%
d. Captain	0	0%
e. Civilians	1	1%
g. Unknown	0	0%

COMPLAINTS INVESTIGATED BY DIVISION

a. Professional Standards	32
b. Patrol	65
c. CID	1
d. Support	1

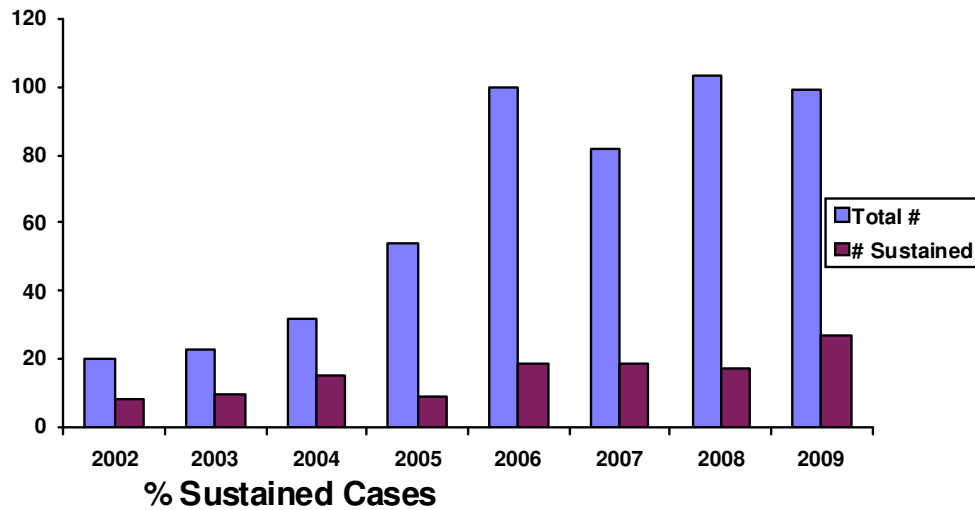
COMPLAINT CATEGORIES

CONDUCT CODE	RULE OF CONDUCT	TOTAL	SUSTAINED	PENDING
I-7	Abuse of Position	20	0	0
R-1	Courtesy	34	5	0
	Use of Force	9	0	0
P-1	Unbecoming Conduct	12	8	0
Other		24	14	0

TRENDS

	2004	2005	2006	2007	2008	2009
Minority citizen complaints (female, Hispanic, African American)	15	7	45	35	53	33
APD supervisor initiated complaints	13	39	7	10	14	17
Co-worker initiated	1	1	1	0	0	1
Citizen generated complaints	18	15	92	72	88	81
Total Complaints	32	54	100	82	103	99

	2002	2003	2004	2005	2006	2007	2008	2009
Total Cases	20	23	32	54	100	82	103	99
Sustained	8	10	15	9	19	19	17	27
Percentage	40%	43%	44%	17%	19%	23%	16%	28%



	2007	2008	2009
Calls for service	103,606	114,007	111,659
Investigated Complaints	82	103	99

The number of complaints lodged with the Asheville Police Department's Internal Affairs Division is minute in comparison to the contacts our officers have with the community at-large. In 2009, less than 0.10% of contacts with citizens resulted in complaints to Professional Standards.

From Jan. 1 – Dec. 31, 2009, approximately 50 commendations were received from citizens for the employees of the Asheville Police Department.

DEFINITIONS

Sustained – The allegation is true; the action of the department of the officer was inconsistent with departmental policy.

Non-Sustained – There is insufficient proof to confirm or to refute the allegations.

Policy Failure – The allegation is true; the action of the department or the officer was **not** inconsistent with agency policy. The policy requires modification.

Exonerated – The allegation is true; the action of the department or the officer was consistent with department policy.

Unfounded – The allegation is demonstrably false.

RULES OF CONDUCT

I-7 Abuse of Position

No employee shall use his official position to obtain personal benefit from employees of lesser rank or position; harassing or threatening other individuals or groups; or malicious prosecution.

Use of Force

Police officers shall not use more force in any situation than is reasonably necessary under the circumstances. Police officers shall use force in accordance with law and departmental procedures.

R-1 Courtesy

Employees shall be courteous when dealing with members of this Department, the City, and the public. Employees shall avoid harsh, violent, profane or insolent language and remain calm regardless of provocation.

P-1 Unbecoming Conduct

Employees shall conduct themselves at all time in a manner that reflects favorably on the department. Unbecoming conduct may include any action that reflects discredit upon the department or impairs the operations of the department. Employees must scrupulously avoid any conduct that compromises the integrity of the department.